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4 UNITED STATES DISTRICT COURT
5 DISTRICT OF NEVADA

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7 CORY HUBBARD,

8 Plaintiff,

9 v.

10 BRENT D. PERCIVAL, *et al.*,

11 Defendants.

Case No. 2:19-cv-1809-KJD-EJY

ORDER

12 Before the Court is a Report and Recommendation prepared by United States Magistrate
13 Judge Elayna J. Youchah (ECF No. 3). Magistrate Judge Youchah recommends that the Court
14 dismiss Cory Hubbard's § 1983 complaint with prejudice because amendment would be futile.
15 Also before the Court is Hubbard's motion to extend time to file a response (ECF No. 4) and his
16 response (ECF No. 5), which he filed one day late. Though the time to do so has passed, the
17 defendants have not responded. As an initial matter, the Court grants Hubbard's motion to extend
18 time and has considered his objections to the report and recommendation.

19 The Court has conducted a de novo review of the record in this case in accordance with
20 28 U.S.C. § 636(b)(1) and LR IB 3-2 and determines that the Report and Recommendation (ECF
21 No. 3) should be **ADOPTED** and **AFFIRMED**.

22 IT IS THEREFORE ORDERED that Hubbard's Motion to Extend Time (ECF No. 4) is
23 **GRANTED**.

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1 IT IS FURTHER ORDERED that the Magistrate Judge's Report and Recommendation
2 (ECF No. 3) entered December 4, 2019, is **ADOPTED** and **AFFIRMED**. Plaintiff Cory
3 Hubbard's complaint is **DISMISSED with prejudice**.

4 Dated this 13th day of April, 2020.

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8 Kent J. Dawson
9 United States District Judge
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